1942

File No. O. Tobacco Duty (Town of B'bay) 42

Legal. **DEPARTMENT**

"A" **BRANCH**

Subject:—

Opinions under the Tobacco Duty (Town of Bombay) Act 1857

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It is no doubt true that sale of tobacco in restaurants or eating houses after 9. P.M. for consumption off the premises involves no breach of the terms of the licenses in forms A and B appended to the Tobacco Duty (Town of Bombay, Rule, 1938 although such sale would be an offence under section 30 read with sections 33 5(1) (b) and 14 of the Bombay Shops and Establishments Act, 1939. If, however, for administrative purposes it is found necessary to make such sale a breach of the terms of the licenses in forms A and B, the only course open would be to suitably amend clause 14 of the aforesaid licenses prohibiting sale of tobacco in restaurants or eating houses after. 9 P.M except for consumption on the premises and such amendment would free from any legal objection.

sd/- 9/1

sd/- 17/1/42.

R.L.A. sd/- P.N.M 21/1

U.R. to R.D. No. 674 dated 23/1/42.

Machav Raokadam.
5/5/56